

# JOURNAL OF THE HOUSE.

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Thursday, August 6, 2015.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

### *Statement of Representative Atkins of Concord.*

A statement of Ms. Atkins of Concord was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that on Thursday, June 30, 2015 I missed roll call numbers 141 to 156, inclusive, due to a pre-scheduled medical procedure. Had I been present, I would have voted in the affirmative on each of said roll calls. My missing of roll calls on Thursday of last week was due entirely to the reason stated. Statement of Ms. Atkins of Concord.

### *Statement of Representative Cariddi of North Adams.*

A statement of Ms. Cariddi of North Adams was spread upon the records of the House, as follows:

MR. SPEAKER: I would like to call to the attention of the House the fact that I was absent from the House Chamber for the sittings held on Wednesday, July 29 and Thursday, July 30 due to a medical situation that I am currently recovering from. Had I been present, I would have voted in the affirmative on all of the line items and outside sections that were brought to the floor for override votes. My missing of roll calls on Wednesday and Thursday of last week was due entirely to the reason stated. Statement of Ms. Cariddi of North Adams.

### *Resolutions.*

Resolutions (filed with the Clerk by Mr. Fernandes of Milford) congratulating Bryce Patrick Ryan on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules. Bryce Ryan.

Mr. Galvin of Canton, for the committee on Rules, reported, that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Tucker of Salem, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

### *Report.*

A report of the Secretary of the Commonwealth (under Section 17 of Chapter 111 of the Acts of 2014) of his review of existing laws with regard to residency requirements for purposes of voting, including recommendations to strengthen and clarify residency requirements as they Voting,—residency requirements.

pertain to eligibility for voting in municipal, state and federal elections and participation in town meetings, was placed on file.

*Petitions.*

Petitions severally were presented and referred as follows:

Community preservation.

By Mr. DeCoste of Norwell, a petition (subject to Joint Rule 12) of David F. DeCoste relative to voter acceptance of community preservation.

Boston,—land.

By Representative Malia of Boston and Senator Rush, a joint petition (subject to Joint Rule 12) of Elizabeth A. Malia, Michael F. Rush and others for legislation to authorize the commissioner of Capital Asset Management and Maintenance to grant a lease over certain property in the city of Boston.

Banking,—protections.

By Mr. Nangle of Lowell, a petition (subject to Joint Rule 12) of David M. Nangle and others relative to municipal banking laws.

Municipalities,—vital records.

By Mr. Walsh of Framingham, a petition (subject to Joint Rule 12) of Chris Walsh and Shawn Dooley relative to the release of vital records by municipal officials.

Severally, under Rule 24, to the committee on Rules.

*Papers from the Senate.*

Williamsburg,—Paul Sanderson.

The House Bill authorizing the town of Williamsburg to continue the employment of firefighter Paul Sanderson (House, No. 3191, amended), came from the Senate passed to be engrossed, in concurrence, with amendments in section 1, in line 1, striking out the word “any” and inserting in place thereof the following: “sections 1 and 5 of chapter 32 of the General Laws or any other”; in line 3, inserting after the word “position”, the following: “after November 30, 2014”; in line 5, inserting after the word “requested” the words “by the board of selectmen in the town of Williamsburg”; and striking out section 2 and inserting in place thereof the following section:

“SECTION 2. This act shall take effect as of November 17, 2014.”

The amendments were referred, under Rule 35, to the committee on Bills in the Third Reading.

Innovative communities.

A Bill relative to innovative communities (Senate, No. 1986) (on Senate bill No. 1982), passed to be engrossed by the Senate, was read; and it was referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Topsfield,—town clerk.

A Bill authorizing the board of selectmen of the town of Topsfield to appoint a town clerk (Senate, No. 1949) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Milton,—town administrator.

A petition (accompanied by bill, Senate, No. 1987) of Brian A. Joyce and Walter F. Timilty (by vote of the town) for legislation relative to the town administrator in the town of Milton, was referred, in concurrence, to the committee on Municipalities and Regional Government.

*Reports of Committees.*

By Mr. Galvin of Canton, for the committee on Rules and the committees on Rule of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition of James J. O'Day and Harriette L. Chandler for legislation to establish a sick leave bank for Robert Aubrey, an employee of the Massachusetts Department of Transportation. Under suspension of the rules, on motion of Mr. Tucker of Salem, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Public Service. Sent to the Senate for concurrence.

Robert  
Aubrey,—  
sick leave.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 267) of John W. Scibak and others relative to access to telemedicine services by allowing certain clinicians to be credentialed and to allow for coverage of such services by all payers and the Medicaid program,— and recommending that the same be referred to the committee on Public Health. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence.

Telemedicine,—  
access.

By Ms. Benson of Lunenburg, for the committee on Consumer Protection and Professional Licensure, on House, No. 3323, a Bill authorizing the city of Salem to issue additional licenses for the sale of alcoholic beverages (House, No. 3710) [Local Approval Received].

Salem,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3355, a Bill authorizing the town of Lincoln to grant a license for the sale of alcoholic beverages to be drunk on the premises (House, No. 3711) [Local Approval Received].

Lincoln,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3367, a Bill authorizing the town of Bedford to grant additional alcoholic beverages licenses (House, No. 3712) [Local Approval Received].

Bedford,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3549, a Bill to authorize the town of Melrose, acting through its liquor license commission, to issue licenses to table-service restaurants and function rooms with minimum seating capacities (House, No. 3713) [Local Approval Received].

Melrose,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3597, a Bill authorizing the town of North Andover to grant an additional liquor license (House, No. 3714) [Local Approval Received].

North Andover,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3628, a Bill relative to the town of Northborough and the sale of all alcoholic beverages (House, No. 3715) [Local Approval Received].

Northborough,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3631, a Bill relative to the town of Northborough and the sale of all alcoholic beverages (House, No. 3716) [Local Approval Received].

Id.

By the same member, for the same committee, on House, No. 3632, a Bill authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages not to be drunk on the premises (House, No. 3717) [Local Approval Received].

Canton,—  
alcoholic  
beverages.

Canton,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3633, a Bill authorizing the town of Canton to grant additional licenses for the sale of alcoholic beverages to be drunk on the premises (House, No. 3718) [Local Approval Received].

Southborough,—  
alcoholic  
beverages.

By the same member, for the same committee, on House, No. 3644, a Bill authorizing the town of Southborough to grant an additional license for the sale of alcoholic beverages not to be drunk on the premises (House, No. 3719) [Local Approval Received].

Linda Vitt,—  
sick leave.

By Mr. Fernandes of Milford, for the committee on the Judiciary, on a petition, a Bill establishing a sick bank for Linda Vitt, an employee of the Trial Court (House, No. 3703).

Sandwich,—  
beach  
fund.

By Mr. O'Day of West Boylston, for the committee on Municipalities and Regional Government, on a petition, a Bill establishing a beach restoration fund in the town of Sandwich (House, No. 3564) [Local Approval Received].

Sharon,—  
property  
tax.

By the same member, for the same committee, on a petition, a Bill relative to certain property tax assessments in the town of Sharon (House, No. 3595) [Local Approval Received].

Scituate,—  
land.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Scituate to convey certain land (House, No. 3599) [Local Approval Received].

Lawrence,—  
elections.

By the same member, for the same committee, on a petition, a Bill relative to certain elections by the city council in the city of Lawrence (House, No. 3600) [Local Approval Received].

Lawrence,—  
housing.

By the same member, for the same committee, on a petition, a Bill relative to the standing committee on housing for the city of Lawrence (House, No. 3602) [Local Approval Received].

Lawrence,—  
public  
hearings.

By the same member, for the same committee, on a petition, a Bill relative to publication and public hearing requirements for proposed ordinances in the city of Lawrence (House, No. 3603) [Local Approval Received].

Wakefield,—  
land.

By the same member, for the same committee, on a petition, a Bill relative to parcels of land within the town of Wakefield (House, No. 3629) [Local Approval Received].

Needham,—  
charter.

By the same member, for the same committee, on a petition, a Bill amending the Charter of the Town of Needham, Part 3, Section 18, Moderator (House, No. 3630) [Local Approval Received].

Milford,—  
finance  
department.

By the same member, for the same committee, on a joint petition, a Bill authorizing a municipal finance department for the town of Milford (House, No. 3634) [Local Approval Received].

Charlemont,—  
board of  
health.

By the same member, for the same committee, on a joint petition, a Bill establishing a 3 member board of health in the town of Charlemont (House, No. 3635) [Local Approval Received].

Tyngsborough,—  
payments.

By the same member, for the same committee, on a petition, a Bill relative to signing of warrants for payment in the town of Tyngsborough (House, No. 3641) [Local Approval Received].

Natick,—  
property.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Natick to lease certain town-owned property (House, No. 3645) [Local Approval Received].

Id.

By the same member, for the same committee, on a petition, a Bill authorizing the town of Natick to lease certain town-owned property (House, No. 3646) [Local Approval Received].

By the same member, for the same committee, on a joint petition, a Bill authorizing the board of selectmen of Orleans to lease a certain parcel of land (House, No. 3664) [Local Approval Received].

Orleans,—  
land.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

*Orders of the Day.*

The House Bill establishing a sick leave bank for Michela T. Paone-Stuart, an employee of the Department of Correction (House, No. 3609) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third  
reading  
bill.

The House Bill relative to amending the composition of the Nantucket Historic District Commission (House, No. 3618) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time.

Nantucket  
Historic  
District  
Commission.

Pending the question on passing the bill to be engrossed, Mr. Madden of Nantucket moved to amend it by striking out sections 2 and 3 and inserting in place thereof the following three sections:

“SECTION 2. Notwithstanding section 1, an incumbent member of the Historic District Commission previously appointed or elected pursuant to section 3 of chapter 395 of the acts of 1970 shall continue to serve in that capacity until the expiration of the incumbent’s term or until the incumbent sooner vacates the office. After the expiration of the term of an incumbent member, or a sooner vacating of the office, a new member shall be elected pursuant to section 1.

SECTION 3. Section 3 of chapter 338 of the acts of 2014 is hereby repealed.

SECTION 4. This act shall take effect upon its passage.”

The amendments were adopted; and the bill (House, No. 3618, amended) was passed to be engrossed. Sent to the Senate for concurrence.

*Order.*

On motion of Mr. DeLeo of Winthrop,—

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday next at eleven o’clock A.M.

Next  
sitting.

At thirteen minutes after eleven o’clock A.M., on motion of Mr. Hill of Ipswich (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Monday at eleven o’clock A.M., in an Informal Session.